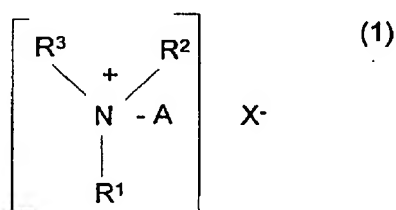


Attorney's Docket: 2004DE411Serial No.: 10/594,210Art Unit 1796Response to Final Office Action Mailed 07/09/2008

This listing of claims will replace all prior versions, and listings, of claims in the application:

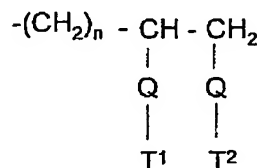
1.(Previously Presented) A concentrated ester quat composition consisting essentially of:

a) at least 50% by weight of an ester quat compound of the formula



wherein:

A is a group of the formulas $-(\text{CH}_2)_n\text{-Q-T}^1$ or



Q is $-\text{O-C(O)}-$ or $-\text{C(O)-O-}$;

R^1 is $(\text{CH}_2)_n\text{-Q-T}^2$ or T^3 or R^3 ;

R^2 is $(\text{CH}_2)_m\text{-Q-T}^4$ or T^5 or R^3 ;

R^3 is H, $\text{C}_1\text{-C}_6\text{-alkyl}$, $\text{C}_2\text{-C}_6\text{-alkenyl}$ or hydroxyethyl;

$\text{T}^1, \text{T}^2, \text{T}^3, \text{T}^4, \text{T}^5$ are independently $\text{C}_8\text{-C}_{22}\text{-alkyl}$ or $\text{C}_8\text{-C}_{22}\text{-alkenyl}$;

n and m are integers from 1 to 6; and

X is an anion,

Attorney's Docket: 2004DE411

Serial No.: 10/594,210

Art Unit 1796

Response to Final Office Action Mailed 07/09/2008

- b) an organic solvent
- c) water and
- d) from 0.1 to 3 percent by weight based on the concentrated ester quat composition of a pH modifier selected from the group consisting of triethanolamine, monoethanolamine, ethylenediamine, dialkylamine, dialkyl methyl amine, ethoxylated alkyl amine, methyl propanol alkyl amine, and mixtures thereof.

2.(Previously Presented) The concentrated ester quat composition as claimed in claim 1, wherein in the formula 1

Q is -O-C(O)-;

R¹ is (CH₂)_n-Q-T² or T³;

R² is (CH₂)_m-Q-T⁴ or T⁵ or R³;

R³ is C₁-C₂-alkyl or hydroxyethyl;

T¹, T², T³, T⁴, T⁵ are independently C₈-C₂₂-alkyl or C₈-C₂₂-alkenyl;

n and m are 1 or 2.

3.(Previously Presented) The concentrated ester quat composition of claim 1, wherein two or more different ester quat compounds of formula 1 are present.

4.(Previously Presented) The concentrated ester quat composition of claim 1, wherein the ester quat compound is a compound of formula 1 wherein A, R¹ and R² are a group of the formula -CH₂CH₂OCO-T¹, or wherein R² is R³, with the proviso

Attorney's Docket: 2004DE411Serial No.: 10/594.210Art Unit 1796Response to Final Office Action Mailed 07/09/2008

that R^2 and R^3 are different.

5.(Previously Presented) The concentrated ester quat composition of claim 1, wherein the ester quat compound is present in an amount of from 50 to 90% by weight of said concentrated ester quat composition.

6.(Previously Presented) The concentrated ester quat composition of claim 1, wherein the organic solvent is a short alcohol selected from the group consisting of methanol, ethanol, propanol, isopropanol, and mixtures thereof.

7.(Previously Presented) The concentrated ester quat composition of claim 1, wherein the organic solvent, or a mixture of organic solvents, is present in an amount of from 5 to 30% by weight of said concentrated ester quat composition.

8.(Currently Amended) The concentrated ester quat composition of claim 1 as ~~claimed in any of the previous claims~~, wherein the water is present in an amount of from 5 to 20% by weight of said concentrated ester quat composition.

9.(Canceled)

Attorney's Docket: 2004DE411Serial No.: 10/594,210Art. Unit 1796Response to Final Office Action Mailed 07/09/2008

10. (Previously Presented) The concentrated ester quat composition of claim 1, which further comprises an additive or auxiliary selected from the group consisting of an electrolyte, a perfume, a perfume carrier, a colorant, a hydrotrope, an antifoaming agent, a thickening agent, an opacifier, an anti-corrosion agent and mixtures thereof.

11. (Previously Presented) The concentrated ester quat composition of claim 1, wherein the ester quat compound is present in an amount of from 65 to 75% by weight of said concentrated ester quat composition.

12. (Previously Presented) The concentrated ester quat composition of claim 1, wherein the organic solvent, or a mixture of organic solvents, is present in an amount of from 15 to 25% by weight of said concentrated ester quat composition.

13. (Previously Presented) The concentrated ester quat composition of claim 1, wherein water is present in an amount of from 7 to 15 % by weight of said concentrated ester quat composition.